

REMARKS

We appreciate the indication and findings in the Decision on Appeal that claims 16, 33 and 40 should not be anticipated by Schumann. We respectfully traverse other portions that Decision.

Claims 1 is amended to generally include the features of claim 16; and claim 27 is amended to generally include the features of claim 33 (and 28). New claim 42 is an apparatus claim that is loosely modeled after method claim 40.

Claims 4, 5, 7, 8, 10, 29, 30, 35 and 36 are amended without prejudice. Independent claims 23 and 37 (and associated dependent claims) are canceled without prejudice.

The new ground of rejection set forth in the Decision on Appeal for claim 33 is believed moot since claim 27 (now generally reciting the features of claim 33) is amended as an “apparatus” claim comprising memory and a programmed processor.

A Notice of Allowance is respectfully requested. In the meantime, the Examiner is invited to contact the undersigned with any questions.

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Respectfully submitted,

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